

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2129 of 1992

For Approval and Signature:

Hon'ble CHIEF JUSTICE MR DM DHARMADHIKARI

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

VINABEN RANCHHODBHAI JIVANI

Versus

STATE OF GUJARAT

Appearance:

MR RA MISHRA for Petitioners
MR SP HASURKAR for Respondent No. 1
NOTICE SERVED for Respondent No. 2, 3

CORAM : CHIEF JUSTICE MR DM DHARMADHIKARI

Date of decision: 22/09/2000

ORAL JUDGEMENT

Eight employees by this petition have approached this Court seeking directions for regularisation of their service only on the ground that they have been continuously serving with the Dhariadhar Nagar Panchayat,

District - Bhavnagar since 4.12.1982. An affidavit in reply has been filed on behalf of the Panchayat but despite of service on them no one appears to oppose the petition. On behalf of the state, Learned Counsel submits that since the petitioners are appointed before 4.6.1963, it is for the Panchayat to consider their claim for regularisation against the sanctioned posts. In view of the stand taken by the State Government, the petition is partly allowed with directions to the respondent no.2 Dhariyadhar Nagar Panchayat represented through its Secretary to consider the case of the present petitioners for regularisation of their services against the available sanctioned posts, in accordance with law. With the above directions, the petition stands disposed of without any orders as to costs.

(D.M.Dharmadhikari, CJ)

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